

PDRSF 11.3.17.1 v.4
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USEPA SF



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FDD&S Privilege Log
In Response to EPA 104(e) Request 71

Date	Author	Recipients	Description	Reason Withheld
26 Apr 2001	Zilbert	EEMINC	E-mail re Draft Revised Voluntary Agreement with attached Draft DEQ & FDD&S Letter Agreement	Attorney work product
13 May 2001	EEMINC	Zilbert, FDD&S	Evergreen Draft Phase 1 Environmental Site Assessment of FDD&S	Attorney work product
29 May 2001	EEMINC	Zilbert	Faxed letter re FDD&S fax of the Phase One Report with minor changes	Attorney work product
14 Jun 2001	Zilbert	EEMINC	E-mail re Revised Scope of Work with attached e-mail message from Blischke with attached Scope of work	Attorney work product
14 Jun 2001	EEMINC	Zilbert	E-mail re Revised Scope of Work	Attorney work product
15 Jun 2001	EEMINC	Zilbert, FDD&S	Faxed letter re modifications to EEMINC's Phase One ESA Report	Attorney work product
29 Jun 2001	EEMINC	Zilbert	E-mail re Report	Attorney work product
31 Dec 2003	EEMINC	Zilbert	Faxed letter re Cost estimate	Attorney work product
19 Feb 2004	EEMINC	Zilbert	E-mail re attached draft letter to Pugh at DEQ asking for comments	Attorney work product
25 Aug 2006	EEMINC	Zilbert	E-mail re estimate of costs	Attorney work product
30 Aug 2006	Zilbert	EEMINC, Mercer, FDD&S	E-mail re proceed w/ BMP's	Attorney work product Attorney-client privilege
18 Sept 2006	Zilbert	EEMINC, Mercer, FDD&S FDD&S, Bailey	E-mail re Catch Basin sampling record with attached Sampling record & vacuum truck/disposal invoice	Attorney work product Attorney-client privilege
19 Sept 2006	Zilbert	EEMINC, FDD&S, Bailey, Mercer	E-mail re request to sample peanuts	Attorney work product Attorney-client privilege
20 Sept 2006	EEMINC	Zilbert	E-mail re quantity of peanuts on FDD&S site	Attorney work product
27 Sept 2006	EEMINC	Zilbert	E-mail re attached draft scope of work	Attorney work product
27 Sept 2006	EEMINC		EEMINC's Draft Scope of Work	Attorney work product
28 Sept 2006	EEMINC	Zilbert	E-mail re attached Marinas info and 28 Sept 2006	Attorney work product

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Date	Author	Recipients	Description	Reason Withheld
			e-mail from Zilbert to EEMINC requesting Marinas information	
2 Oct 2006	EEMINC	Zilbert	E-mail re attached draft Scope of Work	Attorney work product
11 Oct 2006	EEMINC	Zilbert	E-mail re attached Sorbent Material lab results & 10 Oct 2006 e-mail from Zilbert to EEMINC requesting lab results	Attorney work product
12 Oct 2006	EEMINC	Zilbert	E-mail re attached 9 Oct 2006 Specialty Analytical lab results and 11 Oct 2006 e-mail from Zilbert to EEMINC re questions about lab results	Attorney work product
15 Oct 2006	EEMINC	Zilbert	E-mail re attached draft letter to Pugh about sampling completed & draft Table 7 Absorbent material & UPA packing peanut lab results	Attorney work product
16 Oct 2006	EEMINC	Zilbert	E-mail re answers to TAZ questions	Attorney work product
16 Oct 2006	Zilbert	EEMINC, Mercer, Bailey, FDD&S	E-mail re questions re Pugh letter	Attorney work product Attorney-client privilege
16 Oct 2006	EEMINC	FDD&S, Zilbert	E-mail re attached invoice for time spent 8/06-10/06	Attorney work product
27 Nov 2006	Zilbert	EEMINC, FDD&S, Mercer, Bailey	E-mail re attached faxed letter from UPS counsel re info requests	Attorney work product Attorney-client privilege
06 Dec 2006	Zilbert	EEMINC, FDD&S, Mercer, Bailey	E-mail re FDDS & DEQ signed agreement	Attorney work product Attorney-client privilege
20 Dec 2006	EEMINC	Zilbert	E-mail re attached photos of peanuts on FDDS site	Attorney work product
8 Feb 2007	EEMINC	Zilbert, FDD&S	E-mail re referring Green to take over writing sampling plan	Attorney work product
16 Feb 2007	EEMINC	Zilbert, Green, FDD&S	E-mail re meeting w/ Pugh	Attorney work product
28 Feb 2007	EEMINC	Zilbert, FDD&S	E-mail re Green's attached cost estimate	Attorney work product
15 Mar 2007	Green	Zilbert, Bailey	E-mail re attached EVREN statement of	Attorney work product

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Date	Author	Recipients	Description	Reason Withheld
			qualifications	
10 Apr 2007	Green	Zilbert, FDD&S	E-mail re attached draft document of storm water work plan	Attorney work product
10 Apr 2007	Green		Evern's Draft work plan	Attorney work product
12 Apr 2007	Bailey	Zilbert, Green, FDD&S	E-mail re Evren Work Plan draft revisions with attached suggested revisions from Bailey	Attorney work product
18 Jun 2007	Zilbert	Green, Bailey	E-mail re over-water fueling activities	Attorney work product
18 Jun 2007	Green	Zilbert, Bailey	E-mail re comments on e-mail going to send to Pugh	Attorney work product
26 Jun 2007	Green	Zilbert, Bailey	E-mail re attached draft work plan w/ revision marks	Attorney work product
27 Jun 2007	Bailey	Green, Zilbert, FDD&S	E-mail re questions about catch basins	Attorney work product
27 Jun 2007	Green	Zilbert, Bailey, FDD&S	E-mail re revisions to work plan	Attorney work product
28 Jun 2007	Green	Zilbert, Bailey, FDD&S	E-mail re catch basin cleaning	Attorney work product
12 July 2007	Green	Zilbert, Mercer, Bailey, FDD&S	E-mail re attached final report sent to Pugh	Attorney work product
8 Oct 2007	Green	Zilbert, Bailey, FDD&S	E-mail re amount of testing needing to be done	Attorney work product
8 Oct 2007	Green	Zilbert, Bailey, FDD&S	E-mail re scheduling to take more samples.	Attorney work product
14 Jan 2008	Green	Zilbert, Bailey, FDD&S	E-mail re attached TM draft report for 2 storm water monitoring events	Attorney work product
14 Jan 2008	Green		Evern's Draft Sampling Report	Attorney work product
23 Jan 2008	Green	Zilbert, Bailey, Mercer	E-mail re comments on questions/revisions for draft report with attached Draft Table 1-COPCs and	Attorney work product

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Date	Author	Recipients	Description	Reason Withheld
			Screening Levels for Storm Water	
23 Jan 2008	Zilbert	Green, Bailey, Mercer	E-mail re minor edits/questions about draft report	Attorney work product
23 Jan 2008	Green	Zilbert, Bailey	E-mail re attached state storm water permits	Attorney work product
24 Jan 2008	Green	Zilbert, Bailey, Mercer	E-mail re requested revisions made on attached draft TM	Attorney work product
2 Feb 2008	Green	Zilbert, Bailey	E-mail re attached TM storm water sampling report	Attorney work product
27 Feb 2008	Green	Zilbert, Bailey, FDD&S	E-mail re attached info on peanuts & phthalates	Attorney work product
01 Apr 2008	Green	Zilbert, Bailey, FDD&S	E-mail re results of peanut samples.	Attorney work product
10 Apr 2008	Bailey	Zilbert, Green, FDD&S	E-mail re Green conversation about peanuts & DEQ	Attorney work product
10 Apr 2008	Green	Zilbert, Bailey, FDD&S	E-mail re reason for sampling & what will happen after sampling is complete	Attorney work product
11 Apr 2008	Green	Zilbert, Bailey, FDD&S	E-mail re attached draft of TM	Attorney work product
11 Apr 2008	Green		Evern's Draft Peanut Technical Report	Attorney work product
15 Apr 2008	Bailey	Zilbert, FDD&S, Green, FDD&S	E-mail re observations of draft TM	Attorney work product
24 Apr 2008	Bailey	Zilbert, Green, FDD&S	E-mail re proceeding w/ leaching sampling	Attorney work product
24 Apr 2008	Green	Zilbert, Bailey, FDD&S	E-mail re request to complete another peanut sample	Attorney work product
24 Apr 2008	Green	Zilbert, Bailey, FDD&S	E-mail re revisions to attached TM	Attorney work product
25 Apr 2008	Bailey	Zilbert, Green, FDD&S	E-mail re keeping Technical memo draft until sampling complete	Attorney work product

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Date	Author	Recipients	Description	Reason Withheld
25 Apr 2008	Green	Zilbert, Bailey, FDD&S	E-mail re attached photos of peanuts & keeping TM in draft	Attorney work product

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